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Defendants' Co-Liaison Counsel

Plaintiffs' Co-Liaison Counsel

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE WORLD TRADE CENTER  
DISASTER SITE LITIGATION

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THIS DOCUMENT APPLIES TO ALL  
WORLD TRADE CENTER DISASTER  
SITE LITIGATION

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21 MC 100 (AKH)

SEP 23 2005

STIPULATION AND ORDER

*AC 62*

WHEREAS, this Court directed at the in-Chambers conference held in the above-captioned litigation on September 9, 2005 that plaintiffs submit an "Offer of Proof" relating to the motions to be made by defendants pursuant to Case Management No. 3 in this litigation; and

WHEREAS, this Court further directed that defendants respond to that "Offer of Proof" and that the parties thereafter consult with each other concerning plaintiffs' "Offer of Proof" and defendants' response thereto, followed by a report to the Court on the results of that process; and

WHEREAS, the parties and the Court now recognize that the original time frames established by the Court for these activities need to be expanded to permit the parties to exchange meaningful information;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned Liaison Counsel, that:

1. Plaintiffs shall serve their "Offer of Proof" upon Defendants' Co-Liaison Counsel by not later than October 5, 2005.
2. Defendants shall serve their response to plaintiffs' "Offer of Proof" upon Plaintiffs' Co-Liaison Counsel by not later than October 19, 2005.
3. Liaison Counsel shall meet and confer to attempt to resolve any disputes concerning plaintiffs' "Offer of Proof" and defendants' response to plaintiffs' "Offer of Proof" by not later than October 25, 2005.
4. Liaison Counsel shall jointly report to the Court as to the status of the discussions related to plaintiffs' "Offer of Proof" and defendants' response to plaintiffs' "Offer of Proof" by not later than November 2, 2005.
5. With the Court's permission as indicated by its endorsement on this Stipulation and Order, the status conference in the above-captioned litigation currently scheduled to take

*Ack*

place on September 29, 2005 shall be adjourned to ~~a date subsequent to~~ November 7, 2005, <sup>4<sup>00</sup></sup> <sub>pm.</sub>

~~selected by the Court at its convenience.~~

Dated: New York, New York  
September 23, 2005

~~Defendants' Co-Liaison Counsel~~

~~Plaintiffs' Co-Liaison Counsel~~

~~FLEMMING, ZULACK & WILLIAMSON, LLP~~


~~WORBY GRONER EDELMAN & NAPOLI  
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*Ack*

By: \_\_\_\_\_  
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*Upon consent*  
SO ORDERED: *9/23/05*

*Ack*  
  
ALVIN K. HELLERSTEIN  
United States District Judge

Dated: New York, New York  
September *23*, 2005